## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF NEW MEXICO

FRIENDS OF THE FLORIDAS; NEW MEXICO WILDERNESS ALLIANCE; WILDEARTH GUARDIANS; GILA RESOURCES INFORMATION PROJECT and AMIGOS BRAVOS,

Plaintiffs,

VS.

No. CIV 20-0924 JB/GBW

UNITED STATES BUREAU OF LAND MANAGEMENT; SCOTT COOKE,<sup>1</sup> in his official capacity as District Manager of the BLM Las Cruces District Office, and DAVID WALLACE, in his official capacity as Assistant District Manager of the BLM Las Cruces District Office,

Defendants.

AMERICAN MAGNESIUM, LLC

Defendant-Intervenor.

## FINAL JUDGMENT

THIS MATTER comes before the Court on the Memorandum Opinion and Order, filed August 27, 2024 (Doc. 64)("MOO"). In the MOO, the Court grants in part and denies in part the relief that the Plaintiffs request in the First Amended Petition for Review of Agency Action, filed June 9, 2021 (Doc. 18), and remands this case to the Bureau of Land Management Las Cruces District Office for proceedings consistent with the MOO. See MOO at 226. Accordingly, having disposed of all issues, claims, and parties before the Court, the Court now enters Final Judgment.

<sup>&</sup>lt;sup>1</sup>Pursuant to rule 25(d) of the Federal Rules of Civil Procedure, Scott Cooke is automatically substituted for former Defendant William Childress. <u>See</u> Fed. R. Civ. P. 25(d).

IT IS ORDERED that: (i) the American Magnesium Foothill Dolomite Mine Project Environmental Assessment (dated July 2020)(AR 0000000014-0000000099), and Finding of No Significant Impact (dated July 21, 2020)(AR 000000002-0000000013), are remanded to the Bureau of Land Management Las Cruces District Office to remedy the Environmental Assessment's inadequate indirect impacts analysis related to the Processing Mill's water quality impacts; and (ii) Final Judgment is entered.

UNITED STATES DISTRICT JUDGE

Counsel:

Sally A. Paez New Mexico Wilderness Alliance Santa Fe, New Mexico

-- and --

Samantha M. Ruscavage-Barz WildEarth Guardians Santa Fe, New Mexico

-- and --

Roger Flynn Western Mining Action Project Lyons, Colorado

Attorneys for the Plaintiffs

Todd S. Kim

Assistant Attorney General for the Environment and Natural Resources Division Shannon Boylan
Leilani Doktor
Trial Attorneys
Natural Resources Section
United States Department of Justice, Environment & Natural Resources Division

Washington, D.C.

-- and --

Andrew A. Smith
Senior Trial Attorney
Natural Resources Section
United States Department of Justice, Environment & Natural Resources Division
Albuquerque, New Mexico

Attorneys for the Defendants

Pete Domenici, Jr. Lorraine Hollingsworth Domenici Law Firm, P.C. Albuquerque, New Mexico

Attorneys for the Defendant-Intervenor